

## COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed Senate Bill 498 because it conflicts with HEA 1113-2005 without properly recognizing the existence of HEA 1113-2005, has had Engrossed Senate Bill 498 under consideration and begs leave to report back to the Senate with the recommendation that Engrossed Senate Bill 498 be corrected as follows:

- 1           In the conference committee report for ESB 498, page 1, line 2, after
- 2           "IC 34-28-5-1" insert ", AS AMENDED BY HEA 1113-2005,
- 3           SECTION 24,".
- 4           In the conference committee report for ESB 498, page 2, line 4, after
- 5           "(f)" insert "This subsection does not apply to an offense or violation
- 6           under IC 9-24-6 involving the operation of a commercial motor
- 7           vehicle.".
- 8           In the conference committee report for ESB 498, page 2, line 18,
- 9           delete "court costs" and insert "a fee".
- 10          In the conference committee report for ESB 498, page 2, line 19,
- 11          delete "twenty-five" and insert "seventy".
- 12          In the conference committee report for ESB 498, page 2, line 19,
- 13          delete "\$25" and insert "\$70".
- 14          In the conference committee report for ESB 498, page 2, line 20,
- 15          delete "and".
- 16          In the conference committee report for ESB 498, page 2, line 22,
- 17          delete "brought." and insert "brought; and".
- 18          In the conference committee report for ESB 498, page 2, between
- 19          lines 22 and 23, begin a new line block indented and insert:
- 20               "(6) if the deferral program is offered by the prosecuting attorney,
- 21               the prosecuting attorney electronically transmits information
- 22               required by the prosecuting attorneys council concerning the
- 23               withheld prosecution to the prosecuting attorneys council, in a
- 24               manner and format designated by the prosecuting attorneys
- 25               council.".

(Reference is to ESB 498 as printed April 1, 2005, and as amended  
by the conference committee report adopted April 29, 2005.)

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Senator GARTON, Chairperson

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Senator R. YOUNG, R.M.M.

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Senator SERVER